

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

Date of decision: 07.11.2016

CWP No.22983 of 2016

Satinder Rathi

...Petitioner

Vs.

State of Haryana & others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. Kamaljeet Dahiya, Advocate, for the petitioners.

RAJIV NARAIN RAINA, J. (ORAL)

No ground for interference is made out in the impugned transfer order which after hearing counsel is revealed to be transfer from one Branch to another in Sonapat, which may be four times in the span of 50 days', but still no general hardship or inconvenience or substantial injustice has been caused to the petitioner to ignite the writ jurisdiction, especially when there is no allegation of mala fide or bias levelled against any individual officer of the Bank regarding the transfer.

I would also not feel persuaded enough to interdict the transfer only because the petitioner's wife is working as Staff Nurse in a hospital at Narela, Delhi and because of the present transfer, greater distress and domestic inconvenience will be caused to both of them any more than what transfers and posting normally entail. In transfers, there is always an element of inconvenience, but the writ Court is mostly concerned with the actionable degrees of harm inflicted on a transferee by reason of perversity, irrationality or abuse of authority to transfer of which I find no vestige.

As a last argument, learned counsel submits that his client suffers from a spinal disc problem, but the medical extent of the suffering is not documented on trustworthy record by way of medical evidence and whether it causes serious impediment to the petitioner's physical movement by foot, by private or public transport.

Consequently, I would dismiss the instant writ petition, as no ground for interference is made out in exercise of writ jurisdiction.

However, the dismissal of the petition will not preclude the petitioner from making out a case against transfer before the authorities and I have no doubt that if a request is made it will receive the attention due to it within reasonable short time.

07.11.2016
Vimal

[RAJIV NARAIN RAINA]
JUDGE

Whether speaking/reasoned: *Yes*

Whether Reportable: *No*